

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

APPLESEED'S INTERMEDIATE HOLDINGS,  
LLC, *et al.*,

Debtors.

## Chapter 11

Case No. 11-10160 (KG)

Jointly Administered

Robert N. Michaelson, as Trustee of the  
Appleseed's Litigation Trust,

Plaintiff,

V.

Jeffrey D. Farmer, *et al.*,

Defendants.

Civ. No. 11-807 (JEI/KM)

Golden Gate Private Equity, Inc., *et al.*,

Counterclaim  
Plaintiffs,

V.

Robert N. Michaelson, as Trustee of the  
Appleseed's Litigation Trust,

Counterclaim-  
Defendant.

Civ. No. 11-807 (JEI/KM)

## **THE FBK DEFENDANTS' RULE 7.1.1 CERTIFICATION**

Undersigned counsel to Defendants, Jeffery D. Farmer, Bradford J. Farmer, Brent Bostwick and Vito Kowalchuk (collectively, the “FBK Defendants”) hereby certifies, pursuant to Delaware Local Rule 7.1.1, that with respect to the “Motion of FBK Defendants To Extend Time To File Counterclaims, Crossclaims and Third-Party Claims” [D.I. 51] (the “Motion”) filed on

April 13, 2012, counsel to the FBK Defendants spoke by telephone with Richard S. Kanowitz, Esquire, counsel to the Plaintiff, Robert N. Michaelson (the "Plaintiff"), on April 12, 2012, and requested that the Plaintiff agree to the relief sought in the Motion. While Plaintiff's counsel indicated that he was not opposed to the FBK Defendants' request, no final agreement was reached and therefore the FBK Defendants filed the Motion with the Court.

Respectfully submitted,

BLANK ROME LLP

Dated: April 25, 2012

By: /s/ Elizabeth A. Sloan

Elizabeth A. Sloan (# 5045)  
1201 Market Street, Suite 800  
Wilmington, DE 19801  
Tel.: (302) 425-6400  
Fax: (302) 425-6464  
E-mail: sloan@blankrome.com

And

BLANK ROME LLP  
Ian M. Comisky, Esq.  
Earl M. Forte, Esq.  
130 N. 18<sup>th</sup> Street  
One Logan Square  
Philadelphia, PA 19103  
Tel.: (215) 569-5618  
Email: Comisky-im@blankrome.com  
Email: forte@blankrome.com

*Attorneys for Defendants, Jeffrey D. Farmer,  
Bradford J. Farmer, Brent Bostwick and Vito  
Kowalchuk*